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B I L L

[AS AMENDED IN COMMITTEE]

FOR

The better Protection of Person and Property in Ireland.

A.D. 1881.

BE it enacted by the Queen's most Excellent Majesty, by and with the advice and consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the authority of the same, as follows :

- 5 1. (1.) Any person who is declared by warrant of the Lord Lieutenant to be reasonably suspected of having either before or after the passing of this Act been guilty as principal or accessory of high treason, treason-felony, or treasonable practices, wherever committed, or of any crime punishable by law committed in a prescribed district, being an act of violence or intimidation, or the inciting to an act of violence or intimidation, and tending to interfere with or disturb the maintenance of law and order, may be arrested in any part of Ireland and legally detained during the continuance of this Act in such prison in Ireland as may from time  
10 to time be directed by the Lord Lieutenant, without bail or main-prize; and shall not be discharged or tried by any court without the direction of the Lord Lieutenant; and every such warrant shall be conclusive evidence of all matters therein contained, and of the jurisdiction to issue and execute such warrant, and of the  
15 20 legality of the arrest and detention of the person mentioned in such warrant.

Power of Lord Lieutenant to arrest and detain.

- (2.) Any person detained in pursuance of a warrant under this Act shall be treated as a person accused of crime and not as a convicted prisoner, subject to the special rules for the time being  
25 in force with respect to prisoners awaiting trial: Provided that the Lord Lieutenant may from time to time, if he shall think fit, make regulations modifying such special rules so far as they relate to persons detained under this Act. Any regulations made by the Lord Lieutenant under this provision shall be laid before both  
30 Houses of Parliament within fourteen days after the making of the same, if Parliament be then sitting, and if not, then within fourteen days after the next meeting of Parliament.

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(3.) A list of all persons for the time being detained in prison under this Act, with a statement opposite each person's name of the prison in which he is detained for the time being, and of the ground stated for his arrest in the warrant under which he is detained, shall be laid before each House of Parliament within 5 the first seven days of every month during which Parliament is sitting, and when Parliament is not sitting such list shall be published in the Dublin Gazette within the first seven days of every month.

(4.) "Prescribed district" means any part of Ireland in that behalf 10 specified by an order of the Lord Lieutenant for the time being in force, and the Lord Lieutenant, by and with the advice of the Privy Council in Ireland, may from time to time make, and when made, revoke and alter any such order.

Supple-  
mental pro-  
visions as to  
warrants, &c.

2. (1.) Any warrant or order of the Lord Lieutenant under this 15 Act may be signified under his hand or the hand of the Chief Secretary to the Lord Lieutenant, and a copy of every warrant under this Act shall, within seven days after the execution thereof, be transmitted to the clerk of the Crown for the county in the county in which was the last known place of abode of the person 20 arrested under such warrant, and be filed by the said clerk of the Crown in his public office in said county, and a further copy of every such warrant shall, within seven days after the execution thereof, be transmitted to the clerk of the Crown for the county of the city of Dublin, and be filed by him in his public office in that 25 city, and such clerk of the Crown shall furnish a copy of such warrant, certified under his hand to be a true copy, on demand to any relative of the person arrested under such warrant or his solicitor.

(2.) The Lord Lieutenant, by and with the advice of the Privy 30 Council in Ireland, may from time to time make, and when made revoke and alter, an order prescribing the forms of warrants for the purposes of this Act, and any forms so prescribed shall when used be valid in law.

(3.) Provided that if any member of either House of Parliament 35 be arrested under this Act the fact shall be immediately communicated to the House of which he is a member, if Parliament be sitting at the time, or if Parliament be not sitting, then immediately after Parliament reassembles, in like manner as if he were arrested on a criminal charge. 40

(4.) Every order under this Act shall be published in the Dublin Gazette, and the production of a printed copy of the Dublin Gazette purporting to be printed and published by the Queen's authority,

containing the publication of any order under this Act, shall be  
conclusive evidence of the contents of such order, and of the date  
thereof, and of the same having been duly made. A.D. 1851.

(5.) The expression "Lord Lieutenant" means the Lord Lieu-  
5 tenant of Ireland or other Chief Governor or Governors of Ireland  
for the time being.

3. This Act shall continue in force until the thirtieth day of *Continuance*  
September one thousand eight hundred and eighty-two, and no *of Act.*  
longer.

Protection of Person and  
Property (Ireland).

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[AS AMENDED IN COMMITTEE]

For the better Protection of Person and  
Property in Ireland.

*(Prepared and brought in by  
Mr. W. K. Russell, Mr. Gladstone, and  
Secretary Sir William Harcourt.)*

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Ordered, by The House of Commons, to be Printed,  
21 February 1881.

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[Bill 90.]

Order 1. cc.